

TOWN OF MIAMI LAKES, FLORIDA

TOWN COUNCIL ZONING MEETING

MINUTES

APRIL 19, 2005

7:00 PM

MIAMI LAKES MIDDLE SCHOOL LIBRARY

6425 MIAMI LAKEWAY NORTH

MIAMI LAKES, FLORIDA 33014

- 1. CALL TO ORDER:** The Mayor called the meeting to order at 7:15 p.m.
- 2. ROLL CALL:** In addition to the Mayor, the following Councilmembers were present at roll call: Mary Collins, Robert Meador, Michael Pizzi, and Vice Mayor Alonso. Councilmember Peter Thomson arrived one minute later. Councilmember Nancy Simon was absent.
- 3. PLEDGE OF ALLEGIANCE:** The Mayor led the pledge.
- 4. PUBLIC HEARING-ORDINANCES-SECOND READING:**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; CREATING CHAPTER __, ENTITLED “TOWN OF MIAMI LAKES RIGHTS OF WAY ORDINANCE”; REGULATING THE USE OF PUBLIC RIGHTS-OF-WAY FOR COMMUNICATIONS FACILITIES AND OTHER USERS; PROVIDING APPLICATION AND FRANCHISE REQUIREMENTS FOR USERS OF THE RIGHTS OF WAY; PROVIDING FOR REGISTRATION FOR COMMUNICATIONS PROVIDERS; PROVIDING REQUIREMENTS FOR PERMITS, CONSTRUCTION BONDS AND SECURITY FUNDS; PROVIDING DEFINITIONS; PROVIDING CONDITIONS FOR PLACEMENT AND MAINTENANCE OF COMMUNICATIONS AND OTHER FACILITIES IN RIGHTS-OF-WAY; PROVIDING FOR INSURANCE AND INDEMNIFICATION; PROVIDING PENALTIES FOR VIOLATION; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Peter Thomson made a motion to approve the ordinance and Councilmember Mary Collins seconded.

Town Attorney, Michael Marrero explained the changes that were included since the first reading reflect the concerns expressed by the Council at that time. The term “or replaced by a subsequent statute” was added in several places applicable and a new section “g”

was added. Assistant Town Manager, Mariaelena Salazar gave explanation as to the need for the ordinance as a way to communicate with the residents. Mayor Slaton explained that this is a public hearing and asked if there was anyone who wished to comment on the ordinance. There being no one, he closed the public hearing;

Vice Mayor Alonso expressed his concern about markings made on the ground that indicate underground utilities. He would prefer that the markings be removed from the ground and paved areas, when the work is complete, and the area be restored before the contractor leaves the area. He requested that the Town Attorney provide some language in the ordinance to make it mandatory that the markings be removed at the end of the project.

Vice Mayor Alonso made a motion to include the following amendment on page 18, Section 8, as the second sentence: "Restoration shall include among other things, the removal of all markings placed by Users, on the right-of-way unless they are required to remain pursuant to State law." The motion was seconded by Councilmember Meador. There being no further discussion on the amendment, the Mayor called for the vote and it was in the affirmative.

Councilmember, Mary Collins asked for an explanation regarding underground wires and Russell Barnes provided information.

There being no further discussion, the Mayor asked the Clerk for a roll call vote on the amended motion and it was as follows:

Robert Meador	Yes
Mary Collins	Yes
Michael Pizzi	Yes
Peter Thomson	Yes
Nancy Simon	Absent
Vice Mayor Alonso	Yes
Mayor Slaton	Yes

The Mayor declared the Zoning Meeting adjourned at 7:55 p.m.

Approved this ____ day of April, 2005.

Wayne Slaton, Mayor

Attest:

Debra Eastman, MMC
Town Clerk

